

1 SHAWN R. PEREZ, ESQ.
Nevada Bar No. 10421
2 7121 West Craig Road, Suite 113-38
Las Vegas, NV 89129
3 949-632-9752

Shawn711@msn.com
4 LOWELL H. BECRAFT, ESQ.
Alabama State Bar No. 5005F66L
5 403-C Andrew Jackson Way
Huntsville, AL 35801
6 256-533-2535
becraft@hiwaay.net
7 *Counsel for Defendant William Waller*

8 NICHOLAS A. TRUTANICH
United States Attorney
9 Nevada Bar Number: 13644
CHRISTOPHER MAGNANI (Maryland)
10 MICHAEL C. LANDMAN (N.Y. Bar No. 5423603)
Trial Attorneys
11 U.S. Department of Justice, Tax Division
Western Criminal Enforcement Section
12 601 D St. NW, Room 7334
Washington, D.C. 20004
13 Christopher.Magnani@usdoj.gov
Michael.C.Landman@usdoj.gov
14 *Counsel for the United States of America*

15 UNITED STATES DISTRICT COURT
16 DISTRICT OF NEVADA

17 United States of America,

18 Plaintiff,

19 vs.

20 William Waller,

21 Defendant.

Case No: 2:18-CR-00112-JCM-VCF

**Stipulation and Proposed Order to
Continue Sentencing (Second Request)**

22
23 IT IS HEREBY STIPULATED AND AGREED, by and between the United States
24 of America, through Nicholas Trutanich, United States Attorney, and Christopher Magnani

1 and Michael Landman, Trial Attorneys, U.S. Department of Justice, Tax Division, counsel
2 for the United States of America, and Shawn R. Perez, Esq., and Lowell Becraft, Esq.,
3 counsel for William Waller, that the sentencing hearing currently scheduled for August 12,
4 2019, be vacated and continued to **Friday, August 16, 2019**, or a date and time convenient
5 to the Court.

6 This Stipulation is entered for the following reasons:

7 1. Counsel for the Defendant will be starting a trial in a multi-defendant case before
8 Chief Judge Navarro in *United States v. Palafox (Cesar Morales)*, Case No. 16-cr-00265, on July
9 29, 2019. It is expected that this case will last 10-12 weeks. The trial is scheduled to run
10 Monday through Thursday, from 9:00 a.m. to 3:30 p.m. Accordingly, Counsel for the
11 Defendant will be available to conduct a sentencing in this case on **Friday, August 16,**
12 **2019**, or another Friday convenient for the Court.

13 2. Counsel for the United States is available on **Friday, August 16, 2019**. Counsel for
14 the United States is not available on Friday, September 6, 2019, and Friday, September 27,
15 2019.

16 3. The Defendant is in custody and does not object to the continuance.

17 4. The parties agree to the continuance.

18 5. The additional time requested herein is not sought for purposes of delay, but merely
19 to resolve calendar conflicts by counsel.

20 6. Additionally, denial of this request for continuance could result in a miscarriage of
21 justice.

22 7. This is counsel's second request to continue the date for sentencing.

23 **DATED:** this 22nd day of July, 2019.
24

1 LAW OFFICE OF SHAWN R. PEREZ NICHOLAS A. TRUTANICH
2 United States Attorney

3 /s/ Shawn R. Perez, Esq.
4 SHAWN R. PEREZ, ESQ.

5 /s/ Lowell H. Becraft, Esq.
6 LOWELL H. BECRAFT, ESQ.

7 Counsel for Defendant

/s/ Michael C. Landman
CHRISTOPHER MAGNANI
MICHAEL C. LANDMAN
Trial Attorneys
U.S. Department of Justice, Tax Division

Attorneys for the United States of America

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 United States of America,
4 Plaintiff,
5 vs.
6 William Waller,
7 Defendant.

Case No: 2:18-CR-00112-JCM-VCF

**Stipulation and Proposed Order to
Continue Sentencing (Second Request)**

8
9 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
10 Court finds that:

11 1. Counsel for the Defendant will be starting a trial in a multi-defendant case
12 before Chief Judge Navarro in *United States v. Palafox (Cesar Morales)*, Case No. 16-cr-
13 00265, on July 29, 2019. It is expected that this case will last 10-12 weeks. The trial is
14 scheduled to run Monday through Thursday, from 9:00 a.m. to 3:30 p.m. Accordingly,
15 Counsel for the Defendant will be available to conduct a sentencing in this case on
16 Friday, August 16, 2019, or another Friday convenient for the Court.

17 2. Counsel for the United States is available on Friday, August 16, 2019.
18 Counsel for the United States is not available on Friday, September 6, 2019, and Friday,
19 September 27, 2019.

20 3. The Defendant is in custody and does not object to the continuance.

21 4. The parties agree to the continuance.

22 5. The additional time requested herein is not sought for purposes of delay, but
23 merely to resolve calendar conflicts by counsel.

24 6. Additionally, denial of this request for continuance could result in a
miscarriage of justice.

IT IS HEREBY ORDERED that the Sentencing Hearing set for August 12, 2019, be

IT IS SO ORDERED this 7th day of July, 2019.

2